

AO 440 (Rev. 8/01) Summons in a Civil Action

UNITED STATES DISTRICT COURT

Southern

District of

New York

COUNTRY CURTAINS MAIL ORDER, INC

SUMMONS IN A CIVIL ACTION

V.

J.C. PENNEY COMPANY, INC

ECF CASE

CASE NUMBER:

07 CV 6290

TO: (Name and address of Defendant)

J.C. PENNEY COMPANY, INC
6501 Legacy Drive
Plano, Texas 75024

JUDGE LYNCH

YOU ARE HEREBY SUMMONED and required to serve on PLAINTIFF'S ATTORNEY (name and address)

an answer to the complaint which is served on you with this summons, within 20 days after service of this summons on you, exclusive of the day of service. If you fail to do so, judgment by default will be taken against you for the relief demanded in the complaint. Any answer that you serve on the parties to this action must be filed with the Clerk of this Court within a reasonable period of time after service.

JUL 09 2007

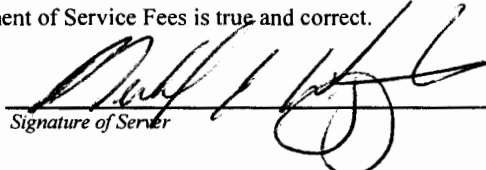
J. MICHAEL McMAHON

CLERK

DATE

(By) DEPUTY CLERK

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RETURN OF SERVICE		
Service of the Summons and complaint was made by me ⁽¹⁾	DATE <u>July 11, 2007 @ 10:21 a.m.</u>	
NAME OF SERVER (PRINT) <u>Michael E. Wigginton</u>	TITLE <u>PRIVATE PROCESS SERVER</u>	
<i>Check one box below to indicate appropriate method of service</i>		
<input checked="" type="checkbox"/> Served personally upon the defendant. Place where served: <u>6501 Legacy Drive, Plano, Tx.</u> <u>by delivering to: Irma Gonzalez Legal Analyst / Legal Department.</u>		
<input type="checkbox"/> Left copies thereof at the defendant's dwelling house or usual place of abode with a person of suitable age and discretion then residing therein. Name of person with whom the summons and complaint were left:		
<input type="checkbox"/> Returned unexecuted:		
<input type="checkbox"/> Other (specify):		
STATEMENT OF SERVICE FEES		
TRAVEL <u>- 0 -</u>	SERVICES <u>\$5.00</u>	TOTAL <u>\$0.00</u>
DECLARATION OF SERVER		
I declare under penalty of perjury under the laws of the United States of America that the foregoing information contained in the Return of Service and Statement of Service Fees is true and correct.		
Executed on <u>July 11, 2007</u> <div style="text-align: center; font-size: small;">Date</div>	 <div style="text-align: center; font-size: small;">Signature of Server</div>	
<u>3052 Cypress Way, Sunnyvale, Tx 75182</u> <div style="text-align: center; font-size: small;">Address of Server</div>		
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(1) As to who may serve a summons see Rule 4 of the Federal Rules of Civil Procedure.